



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application Number : 10/767,899 Confirmation No. 6163
Applicant : Jan Berka, *et al.*
Filed : January 28, 2004
TC/A.U. : 1645
Examiner : Not Yet Assigned
Docket No. : 21465-508 UTIL
Customer No. : 35437
For : **BEAD EMULSION NUCLEIC ACID AMPLIFICATION**

MAIL STOP MISSING PARTS

Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

TRANSMITTAL LETTER

Transmitted herewith for filing in the above-referenced patent application are the following documents:

1. Response to Notice to File Missing Parts under 37 CFR 1.52 or 1.53 (1 page);
2. Copy of Notice to File Missing Parts of Nonprovisional Application (2 pages);
3. Executed Combined Declaration and Power of Attorney, 1 counterpart (5 pages);
4. Check No. 2346 in the amount of \$65.00 to cover the surcharge;
5. Check No. 2345 in the amount of \$235.00 to cover the additional claims fees;
6. Petition for a Five-Month Extension of Time (1 page);
7. Check No. 2347 in the amount of \$1,080.00 to cover the Five-Month Extension; and
8. Return postcard.

If the enclosed papers are considered incomplete, the Mail Room and/or the Application Branch is respectfully requested to contact the undersigned at (212) 935-3000, New York, New York. A duplicate copy of this transmittal letter is enclosed.

The Commissioner is authorized to charge any additional fees that may be due, or to credit any overpayment, to the undersigned's account, Deposit Account No. 50-0311, Ref. No. 21465-508 UTIL, Customer Number: 35437.

Date: December 14, 2004

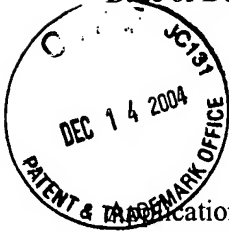
Respectfully submitted,

Ivor R. Elrifi, Reg. No. 39,529
Eric Sinn, Reg. No. 40,177
Attorney/Agent for Applicants
c/o MINTZ, LEVIN, *et al.*
666 Third Avenue-24th Floor
New York, New York 10017
Telephone: (212) 935-3000
Telefax: (212) 983-3115

Express Mail Label No.: EV591029929US

Date of Deposit: December 14, 2004

Attorney Docket No. 21465-508 UTIL



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Alexandria, VA 22313-1450

RESPONSE TO NOTICE TO FILE MISSING PARTS

In response to the Notice To File Missing Parts of Nonprovisional Application mailed June 1, 2004, Applicants submit herein an executed Combined Declaration and Power of Attorney form (executed in one counterpart); Check Number: 2346 in the amount of \$65.00 to cover the surcharge as set forth in 37 C.F.R. §1.16(e); Check Number 2345 in the amount of \$235.00 to cover the additional claim fees; a copy of the Notice to File Missing Parts of Nonprovisional Application; Petition for a Five-Month Extension of Time and Check Number 2347 in the amount of \$1,080.00 to cover the Petition fee. This Response is due on or before January 1, 2005 with a five-month extension.

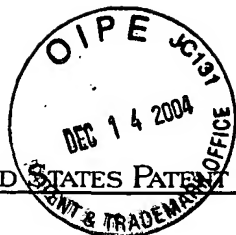
Please charge any additional fees that may be due, or credit any overpayment of same, to Deposit Account No. **50-0311**, Customer Number: **35437**, Reference No. **21465-508 UTIL**.

Respectfully submitted,

Date: December 14, 2004

Ivor R. Elrifi, Reg. No. 39,529
Eric Sinn, Reg. No. 40,177
Attorney/Agent for Applicants
c/o MINTZ, LEVIN, *et al.*
666 Third Avenue-24th Floor
New York, New York 10017
Telephone: (212) 935-3000
Telefax: (212) 983-3115

F PW



UNITED STATES PATENT AND TRADEMARK OFFICE

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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/767,899	01/28/2004	Jan Berka	21465-508 UTIL

CONFIRMATION NO. 6163

35437

MINTZ LEVIN COHN FERRIS GLOVSKY & POPE
 666 THIRD AVENUE
 NEW YORK, NY 10017

RECEIVED

FORMALITIES LETTER



OC000000012834774

DEC 10 2004

Date Mailed: 06/01/2004

Mintz Levin - NYC

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

12/17/2004 MBERHE 00000051 500311 10767899

FILED UNDER 37 CFR 1.53(b)

02 FC:2051 65.00 OP
 03 FC:2202 15.00 DA 235.00 OP
 04 FC:2203 180.00 DA

Filing Date Granted

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

The applicant needs to satisfy supplemental fees problems indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Additional claim fees of **\$235** as a small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.

SUMMARY OF FEES DUE:

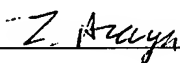
Total additional fee(s) required for this application is **\$300** for a Small Entity

- **\$65** Late oath or declaration Surcharge.
- Total additional claim fee(s) for this application is **\$235**
 - **\$90** for 38 total claims over 20.
 - **\$145** for multiple dependent claim surcharge.

	Done By
<input type="checkbox"/> File Folder	
<input type="checkbox"/> Data Entry	
<input checked="" type="checkbox"/> Docket Entry	<i>[Signature]</i>
<input type="checkbox"/> Docket Cross Off	
<input type="checkbox"/> Previously Entered	
<input type="checkbox"/> No Docketing Req	
<input type="checkbox"/> Order Copies	
<input type="checkbox"/> Annuities	

Replies should be mailed to: Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450

A copy of this notice MUST be returned with the reply.



Customer Service Center
Initial Patent Examination Division (703) 308-1202
PART 2 - COPY TO BE RETURNED WITH RESPONSE